

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA
PITTSBURGH DIVISION**

TRINITY INDUSTRIES, INC. and TRINITY
INDUSTRIES RAILCAR CORPORATION

Plaintiffs,

v.

CHICAGO BRIDGE & IRON COMPANY
(INC) (IL)

Defendant.

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Civil Action No. 2:08-cv-01709-GLL
ELECTRONICALLY FILED

**STIPULATION TO EXTEND PLAINTIFFS' DEADLINE TO RESPOND TO
DEFENDANT'S 12(b)(6) MOTION TO DISMISS**

Plaintiffs Trinity Industries, Inc. and Trinity Industries Railcar Corporation ("Plaintiffs") and Defendant Chicago Bridge & Iron Company (Inc) (IL) ("Defendant"), by and through their undersigned counsel, hereby stipulate as follows in connection with the above-captioned matter:

1. On March 13, 2009, Defendant filed a Motion to Dismiss under Federal Rule of Civil Procedure 12(b)(6).
2. By Order dated March 15, 2009, the Court directed Plaintiffs to file any response in opposition to the Motion to Dismiss on or before April 3, 2009.
3. Plaintiffs and defendant, through their counsel, stipulate and agree that the time for Plaintiffs to file a response in opposition to the Motion to Dismiss shall be extended by 14 days to and including Friday, April 17, 2009.

April 1, 2009

Respectfully submitted,

s/ Nolan C. Knight

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**COUNSEL FOR PLAINTIFFS TRINITY
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INDUSTRIES RAILCAR CORPORATION**

April 1, 2009

Respectfully submitted,

s/ Cathleen M. Devlin (with permission)

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**COUNSEL FOR DEFENDANT CHICAGO
BRIDGE & IRON COMPANY (INC) (IL)**

ORDER

AND NOW, this 1st day of April, 2009, IT IS HEREBY ORDERED that the within stipulation is GRANTED and plaintiff's response to defendant's motion to dismiss shall be filed on or before April 17, 2009. NO FURTHER EXTENSION, STIPULATED OR NOT, WILL BE GRANTED.

IT IS FURTHER ORDERED that the Initial Local Rule 16.1 Scheduling Conference, scheduled for April 7, 2009, is hereby continued to Tuesday, April 28, 2009 at 4:30 PM. The Court is amenable to conducting this conference by telephone. Participating counsel shall contact chambers to make such arrangements.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Gary L. Lancaster", is written over a horizontal line.

The Honorable Gary L. Lancaster, U.S. District Judge